

to the alleged incident, there was complaint about the misconduct. Further it is not mentioned in the enquiry report as to who conducted the enquiry and no enquiry officer was appointed to conduct the enquiry. Hence, the respondent company has not followed the principles of natural justice in conducting the domestic enquiry and hence the alleged enquiry report is not binding on the petitioner and the respondent company had utilised the ignorance of the petitioner for fabricating the documents as if a domestic enquiry was conducted. When there is no valid ground stated by the respondent to justify the removal of the petitioner from service, this court finds that the removal of the petitioner from service of the respondent company is unjustified. This point is answered accordingly.

10. In the result, the industrial dispute is allowed and the award is passed to the effect that the non-employment of the petitioner and her dismissal from service is unjustified and is illegal and therefore it is hereby set aside. The respondent company/management shall reinstate her in the post of Supervisor in which the petitioner worked at the time of her removal from service with full back wages and other monetary benefits.

Typed to my dictation, corrected and pronounced by me in the open court, on this the 24th day of December, 2009.

E.M.K.S. SIDDHARTHAR,
II Additional District Judge,
Presiding Officer,
Labour Court, Pondicherry.

List of witnesses examined for the petitioner : Nil

List of witnesses examined for the respondent : Nil

List of exhibits marked for the petitioner :

Ex.A1.— Copy of the suspension order, dated 23-8-2004 issued to the petitioner.

Ex.A2.— Show cause notice, dated 9-9-2004 issued by the respondent to the petitioner.

Ex.A3.— Copy of the letter, dated 12-9-2004 sent by the petitioner to the respondent company.

Ex.A4.— Copy of the termination order, dated 15-9-2004 to the petitioner by the respondent.

Ex.A5.— Copy of the letter sent by the petitioner to the Conciliation Officer, dated 3-11-2004.

Ex.A6.— Copy of the letter, dated 20-7-2005 sent by the Conciliation Officer to the Secretary to Government (Labour).

List of exhibits marked for the respondent :

Ex.R1.— Bio-data of the petitioner, dated 10-10-1993.

Ex.R2.— Letter, dated 5-12-1995 of the petitioner to the respondent company.

Ex.R3.— Letter, dated 26-7-2004 of the petitioner to the respondent company.

Ex.R4.— Complaint, dated 11-8-2004 given by Rajendra Gaokar.

Ex.R5.— Enquiry proceedings, dated 12-8-2004.

Ex.R6.— Letter, dated 20-8-2004 given by Rajendra Gaokar.

Ex.R7.— Suspension order, dated 28-8-2004 issued by respondent company.

Ex.R8.— Show cause notice, dated 9-9-2004.

Ex.R9.— Letter, dated 12-9-2004 sent by the petitioner to the respondent company.

Ex.R10.—Termination order dated 15-9-2004.

E.M.K.S. SIDDHARTHAR,
II-Additional District Judge,
Presiding Officer,
Labour Court, Pondicherry.

GOVERNMENT OF PUDUCHERRY
OFFICE OF THE CHIEF EDUCATIONAL OFFICER
No. 650/CEO/S1/(Exam.)/2009-10.

Puducherry, the 21st January 2010.

NOTIFICATION

It is hereby notified that the original S.S.L.C. Mark Certificate, bearing Serial Number 2455901, under Register Number 483801 of March 2005 in respect of M. Manju, an ex-pupil of Sinnatha Government Girls' Higher Secondary School, Muthialpet, Puducherry, is reported to have been lost and beyond scope of recovery and it is proposed to issue a duplicate certificate. If the original certificate is to be found by anybody, it should be sent to the Director of Government Examinations, Chennai-6, for cancellation, as it is no longer valid.

C. KRISHNARAJ,
Chief Educational Officer.

GOVERNMENT OF PUDUCHERRY
DIRECTORATE OF SCHOOL EDUCATION

No. C/274/EC/DSE/2010.

Puducherry, the 22nd January 2010.

NOTIFICATION

It is hereby informed that the original computer Mark Certificates of Higher Secondary Examinations of the following candidates have been reported to be lost beyond the scope of recovery and necessary steps have been taken to issue duplicate certificates to the candidates. If any one finds the original Mark Certificates, they may be sent to the Secretary, Board of Secondary Examinations, College Road, Chennai – 6, for cancellation as they are no longer valid.

Sl. No.	Name and address of the applicant	Register No. Session and year	Sl. No. of the Mark Certificate	School in which studied last
(1)	(2)	(3)	(4)	(5)
Thiru/Tmt./Selvi :				
1	Parameswari, P., Murugan Koil Street, Periakattupalayam, Madalapattu and Post, Cuddalore T.K.- 605 007.	772979 March 1993.	729834	Bharathi Government Higher Secondary School, Bahour, Puducherry – 607 402.
2	Vithiyavathi, B., No. 1, Thanneer Thotti Street, Kirumampakkam, Puducherry – 607 402.	435112 March 2004.	871722	Thiruvalluvar Government Higher Secondary School, Puducherry.
3	Vinoth Kumar, M., No. 3, 31st Cross, Avvai Nagar, Lawspet Post, Puducherry – 605 008.	447373 March 2006.	2196628	Amalorpavam Higher Secondary School, Puducherry.
4	Aravind, R., No. 27, Gangaiyamman Koil Street, Thondamanatham and Post, Puducherry – 605 502.	529368 March 2009.	4480202	Achariya Shiksha Mandir, Achariyapuram, Villianur, Puducherry – 605 110.
5	Rajasekaran, K., No. 9, Sebastiar Koil Street, Thiruvalluvar Nagar, Puducherry – 605 003.	714829 March 2003.	316671	Government Higher Secondary School, Oulgaret, Puducherry.
6	Chandru, D., No. 37, Kalyanasundara Mudaliar Street, Ananda Nagar, Kadirkamam, Puducherry – 605 009.	471314 March 2007.	HSG 2927585	Senthil Matriculation Higher Secondary School, Thiyagaraja Street, Puducherry – 605 001.

(1)	(2)	(3)	(4)	(5)
Thiru/Tmt./Selvi :				
7	Priya Vathani, M., No. 20, North Car Street, Veerampattinam, Puducherry – 605 007.	718796 April 2003. 158505 June 2003.	G 264894	Amalorpavam Higher Secondary School, Puducherry.
8	Rajeswary, V., No. 70-B, Lawspet Main Road, Bharathi Nagar, Lawspet, Puducherry – 605 008.	742665 March 1991.	2057821	Navalar Nedunchezian Government Higher Secondary School, Puducherry.
9	Narayanasamy, T., No. 3, Main Road, Ulavaikkal, Villianur, Puducherry – 605 502.	787586 March 2002.	V 042054	Vivekananda Government Higher Secondary School, Villianur.
10	Maguijeco Ragou, C., No. 60, 4th Street, Oulgaret, Puducherry – 605 010.	687067 March 1997. 834208 September 1997.	AB 2267076 TMR GO48437	Calve College Government Higher Secondary School, Puducherry.

J. KRISHNARAJU,
Joint Director of School Education.

**GOVERNMENT OF PUDUCHERRY
DEPARTMENT OF CIVIL SUPPLIES AND
CONSUMER AFFAIRS**

(G.O. Ms. No. 20, dated 25th January 2010)

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 10 of the Consumer Protection Act, 1986 (Central Act 68 1986) read with the Government of India's Notification S.O. No. 469 (E), dated 15th May 1987, the Lieutenant-Governor, Puducherry is pleased to appoint Thiru C. Duraiswamy, District and Sessions Judge (Retired), Justice A. Varadharajan Illam, 3/5, Chairman Sundaram Nagar, Semmandalam, Cuddalore NT-607 001 as President, District Consumer Disputes Redressal Forum, Puducherry on whole time basis.

2. Thiru C. Duraiswamy shall hold office till he attains the age of 65 years *i.e.*, up to and inclusive of 4-9-2014 or till the necessity therefor ceases whichever is earlier.

3. Thiru C. Duraiswamy shall draw his pay and allowances in the post of President, District Forum, Puducherry, in the scale of pay Rs. 16,750-400-19,150-450-20,500 subject to the condition that such pay shall

be reduced by the amount of pension drawn by him. He shall also be governed by the terms and conditions of service as prescribed under the Puducherry Consumer Protection Rules, 1987 and as amended from time to time.

(By order of the Lieutenant-Governor)

T.M. BALAKRISHNAN, I.A.S.,
Secretary to Government (CS&CA).

**GOVERNMENT OF PUDUCHERRY
LABOUR DEPARTMENT**

(G O. Rt. No. 9/AIL/LAB/J/2009-10, dated 25th January 2010)

NOTIFICATION

Whereas the Government is of the opinion that an industrial dispute has arisen between the management of M/s. G.T.F.C. Limited, Oulgaret, Puducherry and its workmen over the closure of the unit in respect of the matter mentioned in the Annexure to this order;

And whereas in the opinion of the Government, it is necessary to refer the said dispute for adjudication;

Now, therefore, by virtue of the authority delegated *vide* G. O. Ms. No. 20/91/Lab., dated 23-5-1991 of the Labour Department, Puducherry to exercise the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), it is hereby directed by Secretary to Government (Labour) that the said dispute be referred to the Industrial Tribunal, Puducherry for adjudication. The Industrial Tribunal, Puducherry shall submit the award within 3 months from the date of issue of reference as stipulated under sub-section (2-A) of section 10 of the Industrial Disputes Act, 1947 and in accordance with rule 10-B of the Industrial Disputes (Central) Rules, 1957. The party raising the dispute shall file a statement of claim complete with relevant documents, list of reliance and witnesses to the Industrial Tribunal, Puducherry within 15 days of the receipt of the order of reference and also forward a copy of such statement to each one of the opposite parties involved in the dispute.

ANNEXURE

(a) Whether the dispute raised against the management of M/s. G.T.F.C., Oulgaret, Puducherry, over closure of the unit represented by the workers of M/s. G.T.F.C. namely P. Babukrishnan, M. Sathya Bama, Jayamalini *alias* Navaneedham, Anthony, Jeevaraj and Geetha *alias* Padma is illegal is justified?

(b) If justified, to what relief, the petitioners are entitled to?

(c) To compute the relief, if any, awarded in terms of money, if it can be so computed?

(By order)

G. MALAR KANNAN,
Joint Secretary to Government (Labour).

GOVERNMENT OF PUDUCHERRY

LABOUR DEPARTMENT

(G.O. Rt. No. 10/Lab./AIL/G/2010, dated 25th January 2010)

NOTIFICATION

Whereas the Lieutenant-Governor, Puducherry has by notification *vide* G. O. Ms. No. 9/95/Lab., dated 7-4-1995 under sub-section (1) of section 52 of the Puducherry Shops and Establishments Act, 1964

authorised the Secretary to Government, Labour Department, Puducherry to exercise the powers of the Government under section 6 of the said Act relating to exemption;

And whereas the Yanam Merchants Association, Yanam has applied for grant of exemption to Shops and Establishments in Yanam region to keep them open beyond the working hours and on weekly holidays from certain provisions of the said Act on account of important festivals *viz.*, Pongal, Vishnu Festival, Telugu New Year Day, Vinayaka Chathurthi, Dasara, Deepavali and Christmas;

Now, therefore, in exercise of the powers conferred by section 6 of the said Act, the Secretary to Government, Labour Department hereby exempts all shops and establishments in Yanam region from the application of the provisions of the sections 10(1), 12(1), 12(2), 13, 14(1), 14(2), 16(1), 17(1), 17(2), 18 and 19 of the said Act, to keep them open beyond the working hours and on weekly holidays during the undermentioned festivals period, subject to the following conditions:—

Sl. No.	Name of the festival	Period of exemption recommended by LO(E), Puducherry	No. of days
(1)	(2)	(3)	(4)
1	Vishnu festival	22-2-2010 to 28-2-2010	7 days
2	Telugu New Year Day	15-3-2010 to 22-3-2010	8 days
3	Vinayaka Chathurthi	6-9-2010 to 12-9-2010	7 days
4	Dasara	11-10-2010 to 17-10-2010	7 days
5	Deepavali	1-11-2010 to 7-11-2010	7 days
6	Christmas	25-12-2010 to 31-12-2010	7 days
			43 days

ANNEXURE

1. Every person shall be paid overtime wages at twice the ordinary rate of wages for the period of work done by him in excess of 8 hours in a day or 48 hours in a week.

2. The total hours of work of each worker including overtime shall not exceed 10 hours including one hour of rest in any day or 54 hours in a week.

3. Each shop/establishment should file a return at the end of each of spell exemption specifying the number of workmen engaged beyond normal working hours and on their weekly holidays and enclosing proof for payment of extra wages for the hours/days so employed.

(By order)

G. MALAR KANNAN,

Joint Secretary to Government (Labour).

GOVERNMENT OF PUDUCHERRY

OFFICE OF THE CHIEF EDUCATIONAL OFFICER

No. 650/CEO/S1/(Exam.)/2009-10.

Puducherry, the 27th January 2010.

NOTIFICATION

It is hereby notified that the original S.S.L.C. Mark Certificate, bearing Register Number 157159 of March 1985 in respect of M. Panzatcharam Giroth, an ex-pupil of Government High School, Gandhi Nagar, is reported to have been lost and beyond scope of recovery and it is proposed to issue a duplicate certificate. If the original certificate is to be found by anybody, it should be sent to the Director of Government Examinations, Chennai-6, for cancellation, as it is no longer valid.

C. KRISHNARAJ,

Chief Educational Officer.

புதுச்சேரி அரசு

இந்து சமய நிறுவனங்கள் மற்றும் வக்ஃபு துறை

[அரசு ஆணை பல்வகை எண் 1/இசநி./கோ.4/2010

நாள் 2010 டிசம்பர் சனவரி மீ 27 வ.]

ஆணை

புதுச்சேரி முதலியார்பேட்டை, தேங்காய்த்திட்டி, அருள்மிகு வரசித்தி விநாயகர் தேவஸ்தானம், அரசு ஆணை பல்வகை எண் 30/இசநி./கோ.4/2007-08, நாள் 22-2-2007-ன்

மூலம் நியமிக்கப்பட்ட திரு. இர. சேகர், முதுநிலை உதவியாளர், புதுவை மையக்கூட்டுறவு விற்பனை விநியோகச் சங்கம் அவர்களால் சிறப்பு அதிகாரி என்கிற நிலையில் நிர்வகிக்கப்பட்டு வருகிறது.

2. ஆலயத்தை மேலும் செம்மையாக நிர்வகிக்கும் பொருட்டு இச்சிறப்பு அதிகாரிக்குப் பதிலாக மேற்கூறிய திருக்கோவிலுக்கு, ஓர் அறங்காவலர் வாரியம் அமைத்து நிர்வகிப்பது இன்றியமையாதது என்று அரசால் கருதப்படுகிறது.

3. எனவே, 1972-ஆம் ஆண்டு புதுச்சேரி இந்து சமய நிறுவனங்கள் சட்டம் 4 (1)-ஆம் பிரிவின்கீழ் வழங்கப்பட்டுள்ள அதிகாரங்களைச் செலுத்தி, புதுச்சேரி, முதலியார்பேட்டை, தேங்காய்த்திட்டி, அருள்மிகு வரசித்தி விநாயகர் தேவஸ்தானத்திற்கு, பின்வரும் ஐந்து நபர்களைக் கொண்ட ஓர் அறங்காவலர் வாரியத்தை அரசு உடனடியாக அமைக்கிறது.

திருவாளர்கள் :

- | | |
|---|----------------------------|
| (1) கருணாநிதி,
த/பெ. கண்ணையன்,
எண் 63, பள்ளிக்கூட வீதி,
தேங்காய்த்திட்டி, புதுச்சேரி. | . . . தலைவர் |
| (2) தமிழ்ச்செல்வன்,
த/பெ. சுந்தரதருமன்,
எண் 21, திலகர் நகர்,
தேங்காய்த்திட்டி, புதுச்சேரி. | . . . துணைத் தலைவர் |
| (3) சிதம்பரம்,
த/பெ. சுப்ரமணியன்,
எண் 17, முல்லை வீதி, புது நகர்,
தேங்காய்த்திட்டி, புதுச்சேரி. | . . . செயலாளர் |
| (4) தேசிங்கு (எ) சரவணன்,
த/பெ. அய்யனாரப்பன்,
எண் 4, பால்நிலை வீதி,
தேங்காய்த்திட்டி, புதுச்சேரி. | . . . பொருளாளர் |
| (5) நடராஜன்,
த/பெ. தெய்வநாயகம்,
எண் 2, 3-வது குறுக்குத் தெரு
தேங்காய்த்திட்டி, புது நகர்,
புதுச்சேரி. | . . . பொருளாளர் உறுப்பினர் |

4. புதிய அறங்காவலர் வாரியம் உடனடியாக திருக்கோயிலின் நிர்வாகத்தை அதன் அசையும், அசையாச் சொத்துக்கள், மற்றும் இதர ஆவணங்களுடன், பதவி விலகும் சிறப்பு அதிகாரியிடமிருந்து ஏற்றுக்கொள்ளுமாறு அறிவுறுத்தப்படுகிறது.

5. 1972-ஆம் ஆண்டு புதுச்சேரி இந்து சமய நிறுவனங்கள் சட்டம் மற்றும் அதன்கீழ் உருவாக்கப்பட்டுள்ள விதிகளுக்குட்பட்டு, அறங்காவலர் வாரியம் திருக்கோயிலை நிர்வகிக்கக் கடமைப்பட்டது ஆகும்.

6. அறங்காவலர் வாரியத்தின் பதவிக்காலம் இவ்வரசாணை பிறப்பிக்கப்பட்டத் தேதியிலிருந்து மூன்று ஆண்டுகள் ஆகும். இதற்கிடையில் அரசு வாரியத்தை நீக்கினால் தவிர அல்லது தகுதி இழக்கச் செய்தால் தவிர அல்லது வாரிய உறுப்பினர்கள் தங்களது பதவிகளை இராஜினாமா செய்யுங்கால் அவர்களின் இராஜினாமாவை அரசு ஏற்றுக் கொண்டால் தவிர, வாரியம் பதவியில் இருப்பதாகக் கருதப்படும்.

இரா. அருணாச்சலம்,
அரசு சார்புச் செயலர் (கோயில்கள்).

GOVERNMENT OF PUDUCHERRY
CHIEF SECRETARIAT (AGRICULTURE AND FOREST)
(G. O. Ms. No.10/Ag., dated 27th January 2010)

NOTIFICATION

On the recommendations of Union Public Service Commission, *vide* their Lr. No. F.1/72/98-RII/Roll No.24, dated 22-1-2001 and 16-3-2001 Thiru B. Ramakichenin *alias* Balagandhi was appointed provisionally as Deputy Director (Agriculture) on temporary and regular basis in the Agriculture Department, Puducherry *vide* G. O. Ms. No. 7/Ag., dated 10-4-2001 of Chief Secretariat (Agriculture), Puducherry with effect from the forenoon of 22-3-2001 and it was also clearly indicated in the said Government Order that "the appointment is subject to the result of Writ Petition No. 18563/2000 filed by Union Public Service Commission in High Court, Chennai against CAT Order, dated 23-6-2000 in O. A. 388/99".

2. The order in W.P. No. 18563/2000, dated 23-6-2000 and 19-9-2006 was challenged by way of appeal before the Supreme Court of India and the Supreme Court of India has allowed the appeal *vide* Civil Appeal No. 5274 of 2007 made by the petitioner, Thiru B. Ramakichenin *alias* Balagandhi, and passed orders to uphold his appointment as Deputy Director of Agriculture in Agriculture Department, Puducherry *vide* their Judgement in Civil Appeal No. 5274 of 2007, dated 16-11-2007.

3. Hence, consequent to the order passed by the Supreme Court of India, the provisional appointment of Thiru B. Ramakichenin *alias* Balagandhi *vide* G. O. Ms. No. 7/Ag., dated 10-4-2001 as Deputy

Director of Agriculture on temporary and regular basis in the Agriculture Department, Puducherry is hereby superseded and his provisional appointment is made as absolute and regularised in the scale of pay of Rs. 6,500-200-10,500 (pre-revised) with effect from the forenoon of 22-3-2001.

(By order of the Lieutenant-Governor)

K. KASINATHAN,
Under Secretary to Government
(Agriculture and Forest).

GOVERNMENT OF PUDUCHERRY
HEALTH SECRETARIAT
(G. O. Ms. No. 9, dated 28th January 2010)

NOTIFICATION

On attaining the age of superannuation and after completion of extension of service for a period of two years from 1-2-2008 to 31-1-2010, Dr. R. Balaraman, Specialist Grade-I in Forensic Medicine, Indira Gandhi Government General Hospital and Post-graduate Institute, Puducherry is admitted into retirement with effect from the afternoon of 31-1-2010.

(By order of the Lieutenant-Governor)

S. THAMMU GANAPATHY,
Under Secretary to Government (Health).

GOVERNMENT OF PUDUCHERRY
HEALTH SECRETARIAT
(G.O. Ms. No. 11, dated 29th January 2010)

NOTIFICATION

On attaining the age of superannuation and after completion of extension of service for a period of six months from 1-8-2009 to 31-1-2010, Dr. Y. V. Chandramouli, Specialist Grade-I in Ophthalmology, Indira Gandhi Government General Hospital and Post-graduate Institute, Puducherry is admitted into retirement with effect from the afternoon of 31-1-2010.

(By order of the Lieutenant-Governor)

S. THAMMU GANAPATHY,
Under Secretary to Government (Health).